

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BAVARIAN NORDIC A/S and	)	
ANTON MAYR,	)	
	)	
Plaintiffs,	)	
v.	)	C.A. No. 05-614 (SLR)
	)	
ACAMBIS INC. and	)	
ACAMBIS PLC,	)	
	)	
Defendants.	)	
	)	

---

**WITHDRAWAL OF DEFENDANTS' MOTION FOR ATTORNEY FEES**

Defendants Acambis Inc. and Acambis plc hereby withdraw Defendants' Motion for Attorney Fees (D.I. 162).

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Mary B. Graham*

---

Mary B. Graham (#2256)  
Rodger D. Smith II (#3778)  
James W. Parrett, Jr. (#4292)  
1201 North Market Street  
P.O. Box 1347  
Wilmington, DE 19899  
(302) 658-9200

OF COUNSEL:

William D. Coston  
Lindsay B. Meyer  
Eric S. Namrow  
Martin L. Saad  
VENABLE, LLP  
575 7<sup>th</sup> Street, NW  
Washington, DC 20004-1601  
(202) 344-4000

*Attorneys for Defendants  
Acambis Inc. and Acambis plc*

Dated: July 27, 2007  
986197

**CERTIFICATE OF SERVICE**

I hereby certify that on July 27, 2007, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to the following:

Karen L. Pascale, Esquire  
YOUNG CONAWAY STARGATT & TAYLOR LLP  
The Brandywine Building, 17<sup>th</sup> Floor  
1000 West Street  
Wilmington, DE 19801

Additionally, I hereby certify that true and correct copies of the foregoing were caused to be served on July 27, 2007 upon the following individuals in the manner indicated:

**BY E-MAIL**

Karen L. Pascale, Esquire  
YOUNG CONAWAY STARGATT & TAYLOR LLP  
The Brandywine Building, 17<sup>th</sup> Floor  
1000 West Street  
Wilmington, DE 19801

Edward A. Pennington  
BINGHAM MCCUTCHEN LLP  
3000 K Street, Suite 300  
Washington, DC 20007

*/s/ Mary B. Graham*

---

Mary B. Graham (#2256)